IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.107 OF 2006
WITH
CIVIL REVISION APPLICATION ST.NO.20864 OF 2006

Indian Institute of Education. ..Applicant.

V/s.

Smt.Parimal Nathuram Bharatiya & Ors. ..Respondents.

Mr.C.V.Singh, Sr.Counsel with Mr.Ankit Mehta i/b. Haresh Mehta & Co. for applicant.

Mr.Sandesh Deshpande for respondent Nos. 2, 4 and 10.

CORAM: A.M.KHANWILKAR,J

DATE : FEBRUARY 8, 2007.

P.C. :

1. None appears. Dismissed for non-prosecution.

2. Later on Mr.Singh, Sr.counsel for applicant appeared and mentioned the matter for restoration of the application as he was held up in some other court. For the reasons mentioned across the bar, request for recalling the order passed in morning session is accepted. Accordingly, civil application is restored to the file to its original number and heard immediately.

3. Counsel for the applicant submits that having

regard to the nature of order passed by the lower Court, which is impugned in this revision application, the appropriate remedy for the applicant is by way of Writ Petition under Article 227. The applicant therefore, desires to convert the present proceeding into writ petition under Article 227. However, this application is dismissed as withdrawn with liberty to the applicant to file writ petition.